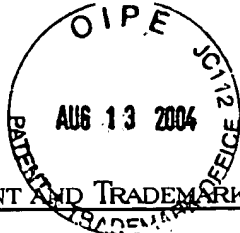




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ITM \$

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,727	01/27/2004	Rolland Gally	M101US

Mark Wardas  
 Maxwell Technologies, Inc.  
 9244 Balboa Avenue  
 San Diego, CA 92123

CONFIRMATION NO. 3438

## FORMALITIES LETTER



\*OC000000012933133\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

08/16/2004 HAHMED1 00000031 10766727

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130.00 OP

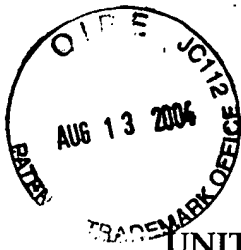
*A copy of this notice MUST be returned with the reply.*

*Hle*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Gallay et al.  
SERIAL NO.: 10/766,727  
FILING DATE: January 27, 2004  
TITLE: Capacitor With Battery Form Factor Housing  
ATTY.DKT.NO.: M101US

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MAIL STOP MISSING PARTS  
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ALEXANDRIA, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF A NONPROVISIONAL APPLICATION**

SIR:

In response to the Notice To File Missing Parts, mailed on June 14, 2004 in the above-identified patent application, Applicant herewith encloses:

- (1) a copy of the Notice to File Missing Parts;
- (2) a signed Declaration and Power of Attorney;
- (3) a signed Assignment for recordation;
- (4) an Assignment Transmittal sheet; and
- (5) a check for \$170.00 to cover the surcharge and recordation fees.

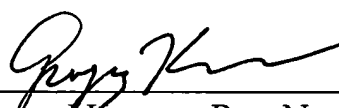
Please charge our Deposit Account No. 50-1433 for any additional fees which may be required or credit our account for any overpayment. A duplicate copy of this letter is enclosed for this purpose.

Please make the enclosed Declaration and Power of Attorney of record with the above-referenced application.

Respectfully submitted,

Gallay et al.

Date: 8/7/04

By:   
Gregory J. Koerner Reg. No. 38,519  
Simon & Koerner LLP  
10052 Pasadena Avenue, Suite B  
Cupertino, CA 95014  
TEL: (408) 873-3943  
FAX: (408) 873-3945

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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date printed below:

Date: 8/10/04

  
Gregory J. Koerner

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